

# ATLANTA CITY COUNCIL

## ACTION/MINUTES

### APRIL 19, 2010

The Atlanta City Council held its Regularly Scheduled Meeting on Monday, April 19, 2010. The Meeting convened at 1:13 p.m. in the Council Chambers at City Hall. The roll was called and a quorum was declared.

**PRESIDER (S):** The Honorable Council President Ceasar C. Mitchell presided. The Honorable Council President Pro Tempore Howard Shook presided during a portion of the meeting.

**Attendance:**

The following (14) voting members were present at the Meeting:

<b>The Honorable Carla Smith</b>	<b>The Honorable Felicia A. Moore</b>
<b>The Honorable Kwanza Hall</b>	<b>The Honorable C. T. Martin</b>
<b>The Honorable Ivory L. Young, Jr.</b>	<b>The Honorable Keisha Bottoms</b>
<b>The Honorable Natalyn Archibong *2:29</b>	<b>The Honorable Joyce Sheperd</b>
<b>The Honorable Alex Wan</b>	<b>The Honorable Michael J. Bond</b>
<b>The Honorable Howard Shook</b>	<b>The Honorable Aaron Watson</b>
<b>The Honorable Yolanda Adrean</b>	<b>The Honorable H. Lamar Willis *1:06</b>

*Councilmember Cleta Winslow was absent.*

**\*Arrival Time:** - indicates arrival after convening roll call.

**INVOCATION:** Rabbi Loren Filson Lapidus of The Temple gave the invocation.

**PLEDGE OF ALLEGIANCE:** In unison, the Council recited the Pledge of Allegiance to the flag of the United States of America.

**REPORT OF THE JOURNAL:** Rhonda Dauphin Johnson, Municipal Clerk, certified to the Council and the Committee on Council that the **Action/Minutes** of the **March 15, 2010** Regular Meeting are true and correct. The Minutes were **FILED** without objection.

**ADOPTION OF AGENDA:** Councilmember Moore made a Motion for the **Finance/Executive Committee** be moved to report as the **last Standing Committee**. It was properly Seconded and the Motion **CARRIED** by a roll call vote of **12 yeas; 0 nays**. Therefore, the Finance/Executive Committee reported last. The Motion to **Adopt the Agenda** was then moved and **CARRIED**, without objection, by a roll call vote of **12 yeas; 0 nays**.

# **COMMUNICATIONS**

Council President Ceasar C. Mitchell Presided

**COMMUNICATIONS**

- 10-C-0604 ( 1) A Communication by **Chief Procurement Officer Adam L. Smith** submitting the March 2010 Monthly Contracts Report to the Atlanta City Council and Clerk of Council pursuant to Section 2-1142 of the Atlanta City Code of Ordinances.  
**FILED WITHOUT OBJECTION**
- 10-C-0605 ( 2) A Communication by **Council President Ceasar C. Mitchell** appointing Mr. Walter D. Andrews to serve as a member of the Reverend James Orange Commission, scheduled to begin on the date of Council confirmation.  
**REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION**
- 10-C-0606 ( 3) A Communication by **Councilmembers Keisha Lance Bottoms, District 11; Joyce M. Sheperd, District 12 and H. Lamar Willis, Post 3-At Large** re-appointing Mr. David Coleman to serve as a member of the Zoning Review Board. This re-appointment is for a term of two (2) years, scheduled to begin retroactive to 11-19-09.  
**REFERRED TO ZONING COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION**
- 10-C-0607 ( 4) A Communication by **Councilmembers Natalyn Archibong, District 5; Alex Wan, District 6 and Aaron Watson, Post 2 At-Large** appointing Ms. Bahareh Azizi to serve as a member of the Zoning Review Board. This appointment is for a term of two years, scheduled to begin on the date of Council confirmation.  
**REFERRED TO ZONING COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION**
- 10-C-0608 ( 5) A Communication by **Councilmember Joyce M. Sheperd** appointing Ms. Paulette White Scott to serve as a member of the Keep Atlanta Beautiful Board. This appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation.  
**REFERRED TO CITY UTILITIES COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION**
- 10-C-0609 ( 6) A Communication by **Councilmember Joyce M. Sheperd** appointing Ms. LaToya S. Johnson to serve as a member of the Atlanta Commission on Women. This appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation.  
**REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION**

Council President Ceasar C. Mitchell Presided

**COMMUNICATIONS (CONT'D)**

- 10-C-0610 ( 7) A Communication from **Mr. William Pate, President & CEO, Atlanta Convention & Visitors Bureau to Municipal Clerk Rhonda Dauphin Johnson**, submitting their nomination of Ms. Kathleen Bertrand to serve as a member of the Xernona Clayton Commission, scheduled to begin on the date of Council confirmation.  
**REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION**
- 10-C-0611 ( 8) A Communication from **Mr. Michael B. Wright, Sr., Executive Director, Concerned Black Clergy of Metropolitan Atlanta, Inc. to Municipal Clerk Rhonda Dauphin Johnson**, submitting their nomination of Reverend Richard H. Cobble to serve as a member of the Reverend James Orange Commission, scheduled to begin on the date of Council confirmation.  
**REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION**
- 10-C-0612 ( 9) A Communication by **Councilmember Cleta Winslow** re-appointing Ms. Helen D. Jenkins to serve as a member of the Atlanta Commission on Women. This re-appointment is for a term of two (2) years, scheduled to begin retroactively on October 15, 2009 and to expire October 15, 2011.  
**REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION**
- 10-C-0613 (10) A Communication from **Mr. Sam A. Williams, President, Metro Atlanta Chamber to Municipal Clerk Rhonda Dauphin Johnson**, submitting their nomination of Ms. Che Watkins to serve as a member of the Xernona Clayton Commission, scheduled to begin on the date of Council confirmation.  
**REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION**
- 10-C-0614 (11) A Communication by **Councilmembers Felicia A. Moore, District 9; C. T. Martin, District 10 and H. Lamar Willis, Post 3 At-Large** appointing Mr. Greg Smith to serve as a member of the Atlanta Urban Design Commission. This appointment is for a term of three (3) years, scheduled to begin on the date of Council confirmation.  
**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION**

Council President Ceasar C. Mitchell Presided

**COMMUNICATIONS (CONT'D)**

10-C-0615 (12) A Communication by **Councilmembers Felicia A. Moore, District 9; C. T. Martin, District 10; Keisha Lance Bottoms, District 11; Joyce M. Sheperd, District 12 and H. Lamar Willis, Post 3 At-Large** appointing Ms. Andrea L. Boone to serve as a member of the Xernona Clayton Commission, scheduled to begin on the date of Council confirmation.

**REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION**

10-C-0616 (13) A Communication from **Ms. LaChandra Butler Burks, Chair, Atlanta Board of Education to Municipal Clerk Rhonda Dauphin Johnson**, submitting the board's nomination of Ms. Brenda J. Muhammad to serve as a member on the Atlanta BeltLine Tax Allocation District (TAD) Affordable Housing Board. This appointment is to fill an unexpired term of Mr. Eric W. Wilson to expire on April 30, 2011.

**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION**

10-C-0617 (14) A Communication by **Municipal Clerk Rhonda Dauphin Johnson** submitting a report of administrative corrections made to previously adopted legislation between the Council's regular meeting dates of March 15, 2010 and April 19, 2010 to the Atlanta City Council in accordance with Section 2-275 of the Atlanta City Code of Ordinances. (10-R-0223)

**FILED WITHOUT OBJECTION**

10-C-0618 (15) A Communication by **Councilmembers Felicia A. Moore, District 9; C. T. Martin, District 10; Keisha Lance Bottoms, District 11; Joyce M. Sheperd, District 12 and H. Lamar Willis, Post 3 At-Large** appointing Mr. Derrick Boazman to serve as a member of the Reverend James Orange Commission, scheduled to begin on the date of Council confirmation.

**REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION**

10-C-0760 (16) A Communication from **Clerk Mark Massey to the Fulton County Board of Commissioners to Council President Ceasar C. Mitchell**, submitting the Fulton County Board of Commissioners' appointment of Ms. Cora Dunston (Position 1) to serve as the County's representative on the BeltLine Affordable Housing Advisory Board. This appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation.

**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION**

Council President Ceasar C. Mitchell Presided

**COMMUNICATIONS (CONT'D)**

10-C-0761 (17) A Communication by **Councilmember C. T. Martin** appointing Ms. Louversia L. Wiggins to serve as a member of the Atlanta Commission on Women. This appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation.  
**REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION**

10-C-0762 (18) A Communication from **Mr. Joseph E. Lowery, Convenor, Coalition For The People's Agenda, to Municipal Clerk Rhonda Dauphin Johnson**, submitting their appointment of Reverend James Milner to serve as a member of the Xernona Clayton Commission, scheduled to begin on the date of Council confirmation.  
**REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION**

10-C-0763 (19) A Communication from **Mr. Joseph E. Lowery, Convenor, Coalition For The People's Agenda, to Municipal Clerk Rhonda Dauphin Johnson**, submitting their appointment of Ms. Helen Butler to serve as a member of the Reverend James Orange Commission, scheduled to begin on the date of Council confirmation.  
**REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION**

10-C-0764 (20) A Communication by **Mayor Kasim Reed** appointing Councilmember C. T. Martin to serve as a member of the Atlanta/Fulton County Public Library Board of Trustees on behalf of the City of Atlanta. This appointment is to fill the unexpired term of two (2) years formerly served by Councilmember Jim Maddox, ending June 30, 2011.

**Councilmember Moore made a Motion to Suspend the Rules of Council to Confirm Councilmember C. T. Martin as a member of the Atlanta/Fulton County Public Library Board of Trustees. It was properly Seconded and the Motion CARRIED by a roll call vote of 13 yeas; 0 nays. Therefore, the Rules of Council were suspended. Following, Councilmember Moore made a Motion to Confirm. The Motion was properly Seconded and CARRIED by a roll call vote of 13 yeas; 0 nays.**

**CONFIRMED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**

10-C-0765 (21) A Communication from **Mr. Harold R. Lewis, Chairman, Trumpet Awards Foundation, Inc., to Municipal Clerk Rhonda Dauphin Johnson**, submitting their appointment of Ms. Maria Newby to serve as a member of the Xernona Clayton Commission, scheduled to begin on the date of Council confirmation.  
**REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION**

Council President Ceasar C. Mitchell Presided

**COMMUNICATIONS (CONT'D)**

- 10-C-0766 (22) A Communication from **Judge Paul L. Brady, Xernona Clayton family representative, to Municipal Clerk Rhonda Dauphin Johnson**, submitting their appointment of Ms. Na'eema Rashad to serve as a member of the Xernona Clayton Commission, scheduled to begin on the date of Council confirmation.  
**REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION**
- 10-C-0767 (23) A Communication by **Councilmembers Natalyn Archibong, District 5; Alex Wan, District 6; Howard Shook, District 7; Yolanda Adrean, District 8 and Aaron Watson, Post 2 At-Large** appointing Mr. Doug Shipman to serve as a member of the Xernona Clayton Commission, scheduled to begin on the date of Council confirmation.  
**REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION**
- 10-C-0768 (24) A Communication by **Council President Ceasar C. Mitchell** appointing Councilmember Kwanza Hall to serve as Chair of the Advisory Committee on International Relations (ACIR). (does not require Council confirmation)  
**FILED WITHOUT OBJECTION**
- 10-C-0769 (25) A Communication by **Councilmembers Natalyn Archibong, District 5; Alex Wan, District 6; Howard Shook, District 7; Yolanda Adrean, District 8 and Aaron Watson, Post 2 At-Large** appointing Ms. Natasha K. Berry to serve as a member of the Reverend James Orange Commission, scheduled to begin on the date of Council confirmation.  
**REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION**
- 10-C-0791 (26) A Communication by **Councilmembers Carla Smith, District 1; Kwanza Hall, District 2; Ivory Lee Young, Jr., District 3; Clela Winslow, District 4 and Michael Bond, Post 1 At-Large** appointing Ms. Alice Johnson to serve as a member of the Reverend James Orange Commission, scheduled to begin on the date of Council confirmation.  
**REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION**
- 10-C-0792 (27) A Communication by **Mayor Kasim Reed** appointing Mr. Peter Andrews as Interim City Attorney.  
**FILED WITHOUT OBJECTION**

Council President Ceasar C. Mitchell Presided

**COMMUNICATIONS (CONT'D)**

10-C-0793 (28) A Communication from **Mr. Cleo Orange, son of Reverend James Orange, to Municipal Clerk Rhonda Dauphin Johnson**, submitting his willingness to serve, on behalf of the family, as a member of the Reverend James Orange Commission, scheduled to begin on the date of Council confirmation.  
**REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION**

10-C-0794 (29) A Communication from **Ms. Deborah Scott, Executive Director, Georgia Stand-Up, to Municipal Clerk Rhonda Dauphin Johnson**, submitting her willingness to serve, as the representative on behalf of Georgia Stand-Up, as a member of the Reverend James Orange Commission, scheduled to begin on the date of Council confirmation.  
**REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION**



## **VETOED LEGISLATION**

**Council President Ceasar C. Mitchell Presided**

**VETOED LEGISLATION**

**NONE**

## **UNFINISHED BUSINESS**

**Council President Ceasar C. Mitchell Presided**

**UNFINISHED BUSINESS**

**NONE**

# **CONSENT AGENDA SECTION I**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA**

There was no separate discussion of the following items with the exception of items 10-O-0491 and 10-O-0474 which were removed from the Consent Agenda, and considered separately per Rules for the Conduct of Business of the Council of the City of Atlanta (As Amended), Rule XI; Order of Business, SECTION 11.2; Consent Agenda.

The following CONSENT AGENDA SECTION I received a Favorable Recommendation and was Adopted in accordance with Section 11.2 by the following roll call vote: **13 Yeas:** Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond and Willis: **0 Nays.**

**SECTION I**

**ORDINANCES FOR SECOND READING**

**FINANCE/EXECUTIVE COMMITTEE**  
**YOLANDA ADREAN, CHAIR**

10-O-0473 ( 1)      An Ordinance by **Finance/Executive Committee** amending the 2010 (Intergovernmental Grant Fund) Budget by adding to anticipations and appropriations funds received from the Buckhead Community Improvement District ("BCID") in the amount of \$246,794.00, for the purpose of relocating utilities for the Peachtree Corridor Project; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;**  
**0 NAYS**

10-O-0474 ( 2)      A **Substitute** Ordinance by **Finance/Executive Committee** authorizing the Chief Financial Officer to amend the FY 2010 (Intergovernmental Grant Fund - 2501) Budget in the amount of \$390,000.00 by adding to anticipations and appropriations funds for the grant from the Environmental Protection Agency, ("EPA") per the Intergovernmental Agreement with ("EPA") for the design and construction of the McDaniel Branch Stream Restoration Project; and for other purposes.

**The above item was removed from the Consent Agenda by request of Councilmember Hall.**

**SEE FINANCE/EXECUTIVE COMMITTEE REPORT**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**ORDINANCES FOR SECOND READING (CONT'D)**

**FINANCE/EXECUTIVE COMMITTEE (CONT'D)**

**YOLANDA ADREAN, CHAIR**

- 10-O-0475 ( 3)      An Ordinance by **Finance/Executive Committee** authorizing the Mayor to enter into a Contractual Agreement with LAZ Parking/Georgia, LLC, on behalf of the Department of Planning and Community Development, Bureau of Code Compliance, for the lease of thirty-five (35) parking spaces at 211 Trinity Avenue, SW for the parking of Fleet Vehicles in an amount not to exceed \$33,000.00 determined by the Department of Procurement to be a special procurement pursuant to City Code Section 2-1191.1 with all contracted services being charged to and paid from the FDOA Numbers listed; to ratify the provisions of parking services provided by LAZ Parking/Georgia, LLC pursuant to a License Agreement between the parties and for a period of time from 11/1/2008 until such time as the execution date of the New Lease Authorizing pursuant hereto; to waive Code Section 2-1187 (Source Selection Provision) of the Procurement Code for the Non-Procured Lease; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;  
0 NAYS**

- 10-O-0491 ( 4)      An Ordinance by **Finance/Executive Committee** authorizing the Mayor or his designee to waive the Substantial Similarity Requirements of Article X ("The Procurement and Real Estate Code") of the Atlanta City Code and authorize a Cooperative Purchasing Agreement utilizing Georgia Technology Authority Contract Number 980-280014 with Gartner, Inc. for Research and Consultant Services for one (1) year beginning April 1, 2010 and ending on March 31, 2011 on behalf of the Department of Information Technology in an amount not to exceed \$78,000.00; all contracted work shall be charged to and paid from the FDOA Numbers listed; and for other purposes.

**The above item was removed from the Consent Agenda by request of Councilmember Adrean.**

**SEE FINANCE/EXECUTIVE COMMITTEE REPORT**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**ORDINANCES FOR SECOND READING (CONT'D)**

**CITY UTILITIES COMMITTEE**

**NATALYN M. ARCHIBONG, CHAIR**

- 10-O-0058 ( 5)      A **Substitute (#2)** Ordinance by **City Utilities Committee** as to amend Article VII of Chapter 74 entitled "Riparian Buffer Requirements" (§74-300 et seq.); to identify the administering department as Watershed Management; to comply with the requirements of the Metropolitan North Georgia Water Planning District Act; to streamline the review process and clarify the public notice requirements; and for other purposes.  
**ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-O-0310 ( 6)      An Ordinance by **Councilmember Kwanza Hall** authorizing the abandonment of a portion of Angier Avenue between Garden Park Drive, NE and Ashley Avenue, NE, consisting of approximately 13,183 square feet and being more specifically described in the attached Exhibit "A", lying and being in Land Lot 18 of the 14<sup>th</sup> District of Fulton County, Georgia waiving certain provisions of the Code of Ordinances; and for other purposes. **(Public Hearing held 3/30/10)**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-O-0311 ( 7)      An Ordinance by **Councilmember Kwanza Hall** authorizing the abandonment of a portion of Morgan Street between North Angier Avenue, NE and Garden Park Drive, NE, consisting of approximately 6,727 square feet and being more specifically described in the attached Exhibit "A", lying and being in Land Lot 18 of the 14<sup>th</sup> District of Fulton County, Georgia waiving certain provisions of the Code of Ordinances; and for other purposes. **(Public Hearing held 3/30/10)**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-O-0312 ( 8)      An Ordinance by **Councilmember Kwanza Hall** authorizing the abandonment of a portion of Edith Street between Rankin Street, NE and Angier Avenue, NE, consisting of approximately 10,137 square feet and being more specifically described in the attached Exhibit "A", lying and being in Land Lot 18 of the 14<sup>th</sup> District of Fulton County, Georgia waiving certain provisions of the Code of Ordinances; and for other purposes. **(Public Hearing held 3/30/10)**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**



Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**ORDINANCES FOR SECOND READING (CONT'D)**

**CITY UTILITIES COMMITTEE (CONT'D)**

**NATALYN M. ARCHIBONG, CHAIR**

- 10-O-0500 ( 9)      An Ordinance by **Councilmember Felicia A. Moore** authorizing the Mayor to accept and execute an Agreement between the City of Atlanta and Perry Homes Redevelopment, LLC allowing the erection of neighborhood signs within certain rights-of-way; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;**  
**0 NAYS**

**COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE**

**JOYCE SHEPERD, CHAIR**

- 10-O-0408 (10)      A **Substitute** Ordinance by **Community Development/Human Resources Committee** amending the City of Atlanta Code of Ordinances Section 110-3, Subsection (a)(5), to add a Salary Surcharge to events held during non-operating hours at the Atlanta Cyclorama Museum to cover personnel costs of employees staffing such events; and amending Section 110-3 Subsection (c) to authorize the Director of the Office of Cultural Affairs or her/his designee to offer discounted admission fees for Cyclorama in predetermined times or circumstances, where said discount does not exceed two dollars (\$2.00); and to change the fee structure for admission to the Cyclorama Museum; and for other purposes. (Public Hearing held 3/30/10)  
**ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-O-0499 (11)      An Ordinance by **Councilmember Felicia A. Moore** to create the Manor at Scott's Crossing Housing Urban Enterprise Zone (Phase I), located at 1671 James Jackson Parkway, City Council District 9, City of Atlanta, Land Lots 086-0 and 076-LL-086-0, of the 17th District, Parcel Numbers 17-025-LL-086-0 and 17-0251-LL-076-1, as identified in Exhibit "A" attached hereto; to provide notification to affected governmental entities; and for other purposes. (Public Hearing held 3/30/10)  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;**  
**0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**ORDINANCES FOR SECOND READING (CONT'D)**

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE**

**C. T. MARTIN, ACTING-CHAIR**

10-O-0465 (12) An Ordinance by **Public Safety and Legal Administration Committee** amending the 2010 (Intergovernmental Grant Fund) Budget, Department of Police, by adding to anticipations and appropriations, the amount of \$443,910.00 for Grant Funds from the White House Office of National Drug Control Policy ("White House") for the continuation of the High Intensity Drug Trafficking Area ("HIDTA") Task Force and continued disruption of drug trafficking organizations; and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**

10-O-0466 (13) A **Substitute** Ordinance by **Public Safety and Legal Administration Committee** to repeal Ordinance 07-O-2135 which amended Section 10-12, and repealed Sections 10-208 and 10-222 of the City of Atlanta Code of Ordinances in order to strengthen efforts to curb underage drinking by prohibiting employees and entertainers under the age of twenty-one from entering certain premises licensed for the consumption of alcohol on the premises; to reenact the language of the City of Atlanta Code of Ordinances as it existed before the passage of Ordinance 07-O-2135; and for other purposes.

**ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**

**TRANSPORTATION COMMITTEE**

**C. T. MARTIN, CHAIR**

10-O-0469 (14) An Ordinance by **Transportation Committee** to anticipate and appropriate Grant Funds in the total amount of \$475,750.00 to be received from the United States Department of Energy via Grant Award No. DE-EE0001168, for the construction phase of the Terminal Core Drawings and Specifications for the International Terminal Building Project; and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**ORDINANCES FOR SECOND READING (CONT'D)**

**TRANSPORTATION COMMITTEE (CONT'D)**

**C. T. MARTIN, CHAIR**

- 10-O-0470 (15) An Ordinance by **Transportation Committee** to amend the FY 2010 [Airport Renewal and Extension Fund (5502), the Airport Passenger Facility Charge Fund (5505), the 2006 Airport CONRAC Bond Fund (5518), and the 2004 Airport PFC Bond Fund (5508)] Budgets by transferring to and from appropriations a total amount of \$7,647,881.69 for reimbursement of the Renewal and Extension Fund, and a total amount of \$323,476.00 for reimbursement of the 2004 Airport PFC Bond Fund; and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;  
0 NAYS**

**RESOLUTIONS**

**FINANCE/EXECUTIVE COMMITTEE**

**YOLANDA ADREAN, CHAIR**

- 10-R-0497 ( 1) A Resolution by **Finance/Executive Committee** authorizing the Mayor to execute Amendment Number One (1) to the Specialized Temporary Services Agreement, between the City of Atlanta and Comsys Information Technology Services, Inc., d/b/a Tapfin Process Solutions, on behalf of the Department of Information Technology, to add funding in an amount not to exceed \$190,000.00; all contracted work to be charged to and paid from the FDOA Numbers listed; and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;  
0 NAYS**

**COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE**

**JOYCE SHEPERD, CHAIR**

- 10-R-0332 ( 2) A **Substitute** Resolution by **Community Development/Human Resources Committee** authorizing the Mayor on behalf of the City of Atlanta to enter into an appropriate contractual Agreement with Lichty Commercial Construction, Inc., for FC-4999, Coan Recreation Center Improvements in an amount not to exceed \$425,568.00; with all contracted work being charged to and paid from the General Ledger/PTAEO Account Numbers identified in this resolution; and for other purposes.

**ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE  
OF 13 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**RESOLUTIONS (CONT'D)**

**COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE (CONT'D)**  
**JOYCE SHEPERD, CHAIR**

- 10-R-0596 ( 3)      A Resolution by **Community Development/Human Resources Committee** authorizing the Mayor to execute Renewal Number 1 with G.A. Food Service, Inc., for FC-4539, Summer Food Program, on behalf of the Mayor's Office of Human Services, in an amount not to exceed \$705,012.32; all contracted work to be charged to and paid from Fund, Department Organization and Account Number 2501 (Intergovernmental Grant Fund) 040208 (Human Services) 5239004 (Service Grants) 101 (Food Program) 04210726 (Summer Food Program) 250141907 (2010 Summer Food Service Program) COA (City of Atlanta); and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;**  
**0 NAYS**

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE**  
**C. T. MARTIN, ACTING-CHAIR**

- 10-R-0525 ( 4)      A Resolution by **Public Safety and Legal Administration Committee** authorizing the settlement of all claims against the City of Atlanta in the case of Nationwide Mutual Fire Insurance Co. a/s/o/ subrogee of Luis Carballo *v.* City of Atlanta, Civil Action File No. 2009CV173725, in the amount of \$5,309.00; authorizing said payment to be charged to and paid from Fund 1001 (General Fund), Account 200101 (Litigation Expenses) and Center Number 5212005 (Non-Departmental) and 1512000 (Functional Activity Number); authorizing the Chief Financial Officer to distribute the settlement amount; and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;**  
**0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**RESOLUTIONS (CONT'D)**

**TRANSPORTATION COMMITTEE**

**C. T. MARTIN, CHAIR**

10-R-0597 ( 5)      A Resolution by **Transportation Committee** authorizing the Aviation General Manager, or his designee, to issue task orders under Contract No. FC-3007000038-B, Managing General Contractors, with Bryson & Associates, a Joint Venture, in a collective amount not to exceed \$750,000.00 to provide repairs to parking decks and miscellaneous structures at Hartsfield-Jackson Atlanta International Airport. All services will be charged to and paid from FDOA Numbers listed; and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;**  
**0 NAYS**

10-R-0602 ( 6)      A Resolution by **Transportation Committee** authorizing the Mayor to execute with HNTB Corporation Contract No. FC-5005; Atlanta Metropolitan Aviation Capacity Study-Phase in an amount not to exceed \$1,000,000.00. All services will be charged to and paid from the PTAE0 and FDOA Numbers listed; and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;**  
**0 NAYS**

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE**

**C. T. MARTIN, ACTING-CHAIR**

**Claims with favorable recommendations:**

10-R-0526 ( 1)      Claim of **Marlissia Murphy, through her attorney, John K. Saunders, Esq.**, for bodily injuries alleged to have been sustained from an automobile accident on June 2, 2009 at 2685 Metropolitan Parkway, SW. **\$4,250.00**

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;**  
**0 NAYS**

10-R-0527 ( 2)      Claim of **Rekeana Aldridge, through her attorney, John K. Saunders, Esq.**, for vehicular damages and bodily injuries alleged to have been sustained from an automobile accident on June 2, 2009 at 2685 Metropolitan Parkway, SW. **\$4,177.92**

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;**  
**0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**RESOLUTIONS/CLAIMS (CONT'D)**

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)**

**C. T. MARTIN, ACTING-CHAIR**

**Claims with favorable recommendations: (Cont'd)**

- 10-R-0528 ( 3)      Claim of **Myeisha Aldridge, through her attorney, John K. Saunders, Esq.**, for bodily injuries alleged to have been sustained from an automobile accident on June 2, 2009 at 2685 Metropolitan Parkway, SW. **\$3,450.00**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;**  
**0 NAYS**
- 10-R-0529 ( 4)      Claim of **Sandra Banks, for Hydia Banks, minor, through her attorney, John K. Saunders, Esq.**, for bodily injuries alleged to have been sustained from an automobile accident on June 2, 2009 at 2685 Metropolitan Parkway, SW. **\$2,750.00**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;**  
**0 NAYS**
- 10-R-0530 ( 5)      Claim of **Betty Ellis**, for bodily injuries alleged to have been sustained after stepping into a water meter that was left open and in an unsafe manner on February 4, 2008 at 3136 Martin Luther King, Jr. Drive, SW. **\$15,000.00**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;**  
**0 NAYS**
- 10-R-0531 ( 6)      Claim of **Ruth Schmidt**, for bodily injuries alleged to have been sustained after tripping on a broken section of sidewalk on October 25, 2008 at 61 North Avenue, NE (North Avenue, NE and Spring Street, NE). **\$9,999.00**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;**  
**0 NAYS**
- 10-R-0532 ( 7)      Claim of **Salena Epps-Jackson, through her attorney William Tiku**, for damages alleged to have been sustained as a result of a vehicular accident on July 31, 2009 at Interstate 285 East near Riverdale Road. **\$7,378.28**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;**  
**0 NAYS**
- 10-R-0533 ( 8)      Claim of **Shannon Jones and David Jones**, for vehicular damages alleged to have been sustained due to an automobile accident on February 16, 2010 at 1690 Hosea L. Williams Drive, SE. **\$5,125.00**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;**  
**0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**RESOLUTIONS/CLAIMS (CONT'D)**

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)**

**C. T. MARTIN, ACTING-CHAIR**

**Claims with favorable recommendations: (Cont'd)**

- 10-R-0534 ( 9)      Claim of **Verna Brown**, for damages alleged to have been sustained as a result of a vehicular accident on July 2, 2008 at 2114 Martin Luther King, Jr. Drive. **\$4,500.00**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;**  
**0 NAYS**
- 10-R-0535 (10)      Claim of **Yvette Dennis**, for property damages alleged to have been sustained from an automobile accident on November 19, 2009 at 1501 Lee Street, SW. **\$3,500.00**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;**  
**0 NAYS**
- 10-R-0536 (11)      Claim of **Thomas Earle**, for property damages alleged to have been sustained from driving over a pothole on February 15, 2010 at 973 Peachtree Battle Avenue, NW. **\$3,500.00**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;**  
**0 NAYS**
- 10-R-0537 (12)      Claim of **State Farm Insurance Company, as subrogee of Cynthia Taylor**, for property damages alleged to have been sustained due to an automobile accident on November 4, 2009 at Edgewood Avenue, NE and Courtland Street, NE. **\$3,481.88**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;**  
**0 NAYS**
- 10-R-0538 (13)      Claim of **Wayne Jackson, through his attorney, William Tiku**, for damages alleged to have been sustained as a result of a vehicular accident on July 31, 2009 at Interstate 285 East near Riverdale Road. **\$3,000.00**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;**  
**0 NAYS**
- 10-R-0539 (14)      Claim of **Joshua J. Goodwin**, for damages alleged to have been sustained as a result of an automobile accident on January 20, 2010 on I 75/85 North at 17<sup>th</sup> Street Bridge. **\$2,644.22**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;**  
**0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**RESOLUTIONS/CLAIMS (CONT'D)**

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)**

**C. T. MARTIN, ACTING-CHAIR**

**Claims with favorable recommendations: (Cont'd)**

- 10-R-0540 (15) Claim of **Aesha King**, for damages alleged to have been sustained as a result of a vehicular accident on November 2, 2009 at 2964 Moreland Avenue. **\$2,500.00**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;**  
**0 NAYS**
- 10-R-0541 (16) Claim of **USAA, as subrogee of Cedric A. Arnold**, for damages alleged to have been sustained as a result of striking a damaged water manhole on November 13, 2009 at 718 Ponce de Leon Avenue, NE. **\$2,004.79**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;**  
**0 NAYS**
- 10-R-0542 (17) Claim of **Jason Baskoff**, for property damages alleged to have been sustained from driving over a pothole on November 19, 2009 at 302 E. Paces Ferry Road, NE. **\$1,917.21**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;**  
**0 NAYS**
- 10-R-0543 (18) Claim of **Rodney Smith**, for damages alleged to have been sustained as a result of an automobile accident on September 29, 2009 at 80 Jesse Hill, Jr. Drive, SE. **\$1,277.42**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;**  
**0 NAYS**
- 10-R-0544 (19) Claim of **James Salt**, for damages alleged to have been sustained as a result of a vehicular accident on November 2, 2009 at 1056 Center Street. **\$1,209.44**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;**  
**0 NAYS**
- 10-R-0545 (20) Claim of **Edward J. Rodriguez**, for damages alleged to have been sustained as a result of striking a pothole in the roadway on November 19, 2009 at 904 Piedmont Avenue. **\$1,086.81**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;**  
**0 NAYS**
- 10-R-0546 (21) Claim of **Jason M. Ring**, for damages alleged to have been sustained as a result of striking a damaged water manhole on December 4, 2009 at 718 Ponce de Leon Avenue, NE. **\$869.72**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;**  
**0 NAYS**



Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**RESOLUTIONS/CLAIMS (CONT'D)**

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)**

**C. T. MARTIN, ACTING-CHAIR**

**Claims with favorable recommendations: (Cont'd)**

- 10-R-0547 (22) Claim of **Thomas Brown**, for property damages alleged to have been sustained from driving over a pothole on January 19, 2010 at 33 Fair Street, SW. **\$813.97**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;**  
**0 NAYS**
- 10-R-0548 (23) Claim of **Alethea Sheppard**, for vehicular damages alleged to have been sustained after driving over a deteriorated water construction site in the road on November 4, 2009 at 28 Candler Road. **\$629.16**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;**  
**0 NAYS**
- 10-R-0549 (24) Claim of **Meredith McFarland**, for damages alleged to have been sustained as a result of walking on an uncovered water meter box on June 27, 2009 at 3244 Cains Hill Place. **\$667.00**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;**  
**0 NAYS**
- 10-R-0550 (25) Claim of **USAA, as subrogee of David Mangham Subrogation Services**, for damages alleged to have been sustained as a result of a vehicular accident on July 19, 2009 at Englewood Avenue and Boulevard SE. **\$548.79**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;**  
**0 NAYS**
- 10-R-0551 (26) Claim of **Thomas A. Brown**, for damages alleged to have been sustained as a result of striking a damaged water manhole on November 21, 2009 at 718 Ponce de Leon Avenue, NE. **\$574.78**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;**  
**0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**RESOLUTIONS/CLAIMS (CONT'D)**

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)**  
**C. T. MARTIN, ACTING-CHAIR**

**Claims with unfavorable recommendations:**

- 10-R-0552 (27) Claim of **Taiwan Carmichael and Malcom Carmichael, as parents of Caleb Carmichael, through their attorney, R. Parker McFarland, Jr.**, for damages alleged to have been sustained as a result of personal injuries on the playground on January 6, 2010 at 301 East Lake Boulevard, Drew Charter School.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-R-0553 (28) Claim of **Jerry Don Bostic, Jr.**, for damages alleged to have been sustained as a result of tear gas from a police training exercise on March 18, 2008 at 2995 Boulderwalk Court.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-R-0554 (29) Claim of **Liberty Mutual Insurance Company, as subrogee of Clarence Jackson**, for damages alleged to have been sustained as a result of an automobile accident on March 31, 2009 at 1795 Howell Mill Road.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-R-0555 (30) Claim of **Brooks L. Porch**, for damages alleged to have been sustained as a result of striking a construction cut on November 24, 2009 at 1090 Lanier Boulevard, NE.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-R-0556 (31) Claim of **GCL Coaches, LLC**, for vehicular damages alleged to have been sustained when a bus struck a tree limb that was hanging over the roadway on July 30, 2009 at 24 Joseph E. Lowery Boulevard.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-R-0557 (32) Claim of **Tyshawn J. Dunbar**, for damages alleged to have been sustained as a result of striking a pothole on November 3, 2009 on Browns Mill Road, SE.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**RESOLUTIONS/CLAIMS (CONT'D)**

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)**

**C. T. MARTIN, ACTING-CHAIR**

**Claims with unfavorable recommendations: (Cont'd)**

- 10-R-0558 (33) Claim of **Meredith Butler**, for damages alleged to have been sustained as a result of driving over a pothole on January 28, 2010 at 890 Peachtree Street.  
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-R-0559 (34) Claim of **Cerelyn J. Davis, through her attorney, Mary J. Huber, Esq.**, for damages alleged to have been sustained from an employment discrimination issue at an unspecified time at 675 Ponce de Leon Avenue, NE.  
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-R-0560 (35) Claim of **State Farm Insurance Companies, as subrogee of Joey H. Nelson**, for damages alleged to have been sustained during the removal of a tree limb on November 19, 2009 at 403 5<sup>th</sup> Street, NE.  
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-R-0561 (36) Claim of **Tim Mitchell, through his attorney, Sam L. Starks, Esq. Martin & Jones**, for property damages alleged to have been sustained from a sewer backup on February 7, 2006 at 1296 North Morningside Drive.  
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-R-0562 (37) Claim of **Tim Mitchell, through his attorney, Sam L. Starks, Esq. Martin & Jones**, for property damages alleged to have been sustained from a sewer backup on September 21, 2009 at 1296 North Morningside Drive.  
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-R-0563 (38) Claim of **James F. Maddox, Sr.**, for damages alleged to have been sustained as a result of a sewer backup on October 17, 2009 at 914 Flamingo Drive, SW.  
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**RESOLUTIONS/CLAIMS (CONT'D)**

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)**  
**C. T. MARTIN, ACTING-CHAIR**

**Claims with unfavorable recommendations: (Cont'd)**

- 10-R-0564 (39) Claim of **Bruce Drew**, for damages alleged to have been sustained from a vehicular accident on January 28, 2010 at Springdale Drive & Jonesboro Road.  
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-R-0565 (40) Claim of **Deborah Blockman**, for damages alleged to have been sustained as a result of driving over an unsecured metal plate on November 11, 2009 at Memorial Drive at 4<sup>th</sup> Street.  
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-R-0566 (41) Claim of **Eric Lawrence**, for damages alleged to have been sustained when a door was broken in response to an emergency call on January 29, 2010 at 697 Smith Street, SW.  
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-R-0567 (42) Claim of **USAA, as subrogee of Joan McNamara**, for damages alleged to have been sustained as a result of a street light falling onto her vehicle on December 31, 2008 at 85 5<sup>th</sup> Street.  
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-R-0568 (43) Claim of **Geico Insurance Company, as subrogee of Kimberly Cullins**, for damages alleged to have been sustained as a result of a parking meter falling onto her vehicle on March 30, 2009 at 136 Pryor Road.  
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-R-0569 (44) Claim of **Rebecca Peterson**, for damages alleged to have been sustained as a result of driving over an unsecured metal plate on November 16, 2009 at Memorial Drive near Cottage Grove Avenue.  
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**RESOLUTIONS/CLAIMS (CONT'D)**

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)**

**C. T. MARTIN, ACTING-CHAIR**

**Claims with unfavorable recommendations: (Cont'd)**

- 10-R-0570 (45) Claim of **Sylvia Perkins, through her attorney, Benjamin Eichholz**, for damages alleged to have been sustained as a result of an automobile accident on November 17, 2009 at 216 Peachtree Street.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-R-0571 (46) Claim of **Verna Manns**, for damages alleged to have been sustained as a result of an automobile accident on January 24, 2010 at 1512 Westwood Avenue.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-R-0572 (47) Claim of **Barry David**, for damages alleged to have been sustained as a result of striking a damaged sewer manhole lid on January 31, 2009 at 1118 Memorial Drive, SE.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-R-0573 (48) Claim of **Liberty Mutual Insurance Company, as subrogee of Deborah Kahan**, for vehicular damages alleged to have been sustained when a tree limb fell on a parked vehicle on July 31, 2009 at 486 Calhoun Street, NW.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-R-0574 (49) Claim of **Robert Hunter, Gary King and Guy Tene Defofone, through their attorney, John B. Gamble, Jr.**, for damages alleged to have been sustained as a result of several issues involving a water service account dispute between 2007 and 2009 at 668 Metropolitan Parkway, SW..  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-R-0575 (50) Claim of **Rico Josey**, for damages alleged to have been sustained as a result of striking a recessed storm grate in the roadway on October 23, 2009 at 1199 Lynhurst Drive, SW.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**RESOLUTIONS/CLAIMS (CONT'D)**

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)**  
**C. T. MARTIN, ACTING-CHAIR**

**Claims with unfavorable recommendations: (Cont'd)**

- 10-R-0576 (51) Claim of **Shanticka Ross**, for vehicular damages alleged to have been sustained as a result of rocks falling from a sand spreader vehicle on January 7, 2010 at Main Street and Pryor Street.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-R-0577 (52) Claim of **Lameka Hunt, through her attorney, Michael O. Mondy**, for damages alleged to have been sustained during an arrest on July 17, 2009 at 2715 Bonnybrook Drive, SW.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-R-0578 (53) Claim of **Debra Jean Bolden, through her attorney, O. Wendell Horne, III**, for bodily injuries alleged to have been sustained from a slip-and-fall incident on January 15, 2010 at Hartsfield-Jackson Atlanta International Airport, 8700 Spine Road.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-R-0579 (54) Claim of **Luke Large**, for vehicular damages alleged to have been sustained from driving over an uncovered light pole base on March 22, 2009 at Bell Street, NE and Auburn Avenue, NE.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-R-0580 (55) Claim of **Travelers Insurance Company, as subrogee of Quinn Resnick**, for damages alleged to have been sustained as a result of driving over an unsecured metal plate on March 27, 2008 at 1389 Peachtree Street.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-R-0581 (56) Claim of **George Ellis, through his attorney, Deborah Cohen**, for damages alleged to have been sustained as a result of a slip-and-fall on June 18, 2009 at 2630 Martin Luther King, Jr. Drive.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**RESOLUTIONS/CLAIMS (CONT'D)**

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)**

**C. T. MARTIN, ACTING-CHAIR**

**Claims with unfavorable recommendations: (Cont'd)**

- 10-R-0582 (57) Claim of **State Farm Insurance Company, as subrogee of Sue Ciriaco**, for vehicular damages alleged to have been sustained from a storm sewer that was under construction on July 12, 2009 at C. W. Grant Parkway, Clayton County.  
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-R-0583 (58) Claim of **Andrew Hanna**, for vehicular damages alleged to have been sustained from driving over exposed potholes and manholes due to a road repaving project on December 12, 2009 at Juniper Street, NE and 12<sup>th</sup> Street, NE.  
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-R-0584 (59) Claim of **Shirley Sparks, through her attorney, Nicole Jones, Esq., Jones Federal & Appellate, LLC.**, for bodily injuries alleged to have been sustained from a slip-and-fall incident on July 21, 2009 at Hartsfield-Jackson Atlanta International Airport, 8700 Spine Road.  
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-R-0585 (60) Claim of **Janina W. Radford, through her attorney, George A. Shaw, Esq., Montlick & Associates, PC**, for bodily injuries alleged to have been sustained from a slip-and-fall incident on August 18, 2009 at Hartsfield-Jackson Atlanta International Airport, 8700 Spine Road.  
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-R-0586 (61) Claim of **Phyllis Garvey, through her attorney, Ted Jennings, Esq., Cogan & McNabola, PC**, for bodily injuries alleged to have been sustained from a slip-and-fall incident on August 18, 2009 at Hartsfield-Jackson Atlanta International Airport, 8700 Spine Road.  
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**

Council President Cesar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**RESOLUTIONS/CLAIMS (CONT'D)**

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)**

**C. T. MARTIN, ACTING-CHAIR**

**Claims with unfavorable recommendations: (Cont'd)**

- 10-R-0587 (62) Claim of **Andrea Pieper**, for damages alleged to have been sustained as a result of striking a pothole on December 2, 2009 at 1001 Perimeter Summit Parkway.  
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-R-0588 (63) Claim of **Walter Peter Beasley, through his attorney, Arlene F. Baker**, for damages alleged to have been sustained during an arrest on July 2, 2005 at 50 Lower Alabama Street.  
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-R-0589 (64) Claim of **Harry D. Watkins, through his attorney, Dixon James, Esq., William Dixon James, PC**, for damages alleged to have been sustained from a misidentification incident by police that occurred on July 23-24, 2009 at 956 Ponce de Leon Avenue, NE.  
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-R-0590 (65) Claim of **Renee Brown**, for damages alleged to have been sustained as a result of a tree falling on May 8, 2007 at 138 LeBrun Road.  
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-R-0591 (66) Claim of **Derek Lee Thomas**, for damages alleged to have been sustained when property was confiscated during an arrest on March 27, 1999 at 943 Beckwith Street, SW.  
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-R-0592 (67) Claim of **Annie Charles, through her attorney, Kenneth S. Nugent, PC**, for bodily injuries alleged to have been sustained on November 2, 2009 at 430 Centennial Park Drive (Palmer House Apartments).  
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**



Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**RESOLUTIONS/CLAIMS (CONT'D)**

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)**

**C. T. MARTIN, ACTING-CHAIR**

**Claims with unfavorable recommendations: (Cont'd)**

10-R-0593 (68) Claim of **David Miller**, for vehicular damages alleged to have been sustained after driving over a storm water cave-in that occurred in the roadway October 31, 2009 at 1968 Peachtree Road, NE.

**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**

# **CONSENT AGENDA SECTION II**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA**

**SECTION II**

**ORDINANCES FOR FIRST READING**

**FINANCE/EXECUTIVE COMMITTEE**  
**YOLANDA ADREAN, CHAIR**

**All items on Consent Agenda II (1 through 3 as follows) were Referred to the appropriate committees as a collective vote.**

10-O-0598 ( 1)      An Ordinance by **Finance/Executive Committee** authorizing the City of Atlanta to waive the Competitive Procurement Provisions contained in Article X of the Procurement and Real Estate Code of the City of Atlanta Code of Ordinances for Parsons/EGM, JV, for FC-7568-03, Program and Construction Management Services for the Quality of Life Bond Program, by extending the term of the contract until December 31, 2010 and providing additional funds to the sixth term of the contract on behalf of the Department of Public Works, in an amount not to exceed \$699,674.33; all contracted work shall be charged to and paid from various FDOA Numbers; and for other purposes.

**REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**

10-O-0599 ( 2)      An Ordinance by **Finance/Executive Committee** amending and restating the Fourteenth Supplemental Bond Ordinance of the City of Atlanta Adopted on July 6, 2009 (09-O-1099) as amended by a First Amendment to Fourteenth Supplemental Bond Ordinance Adopted on September 8, 2009 all of which provides for the Supplementing of the Restated and Amendment Master Bond Ordinance of the City of Atlanta Adopted on March 20, 2000 (99-O-1896), as previously amended and supplemented; to provide for the issuance of Airport General Revenue Bonds, Series 2010A (The "Series 2010A Bonds"), and to provide for the issuance of Airport Passenger Facility Charge and Subordinate Lien General Revenue Bonds, Series 2010B (The "Series 2010B Bonds", together with the Series 2010A Bonds, The "Series 2010A/B Bonds"), in the combined Aggregate Principal Amount of not to exceed \$800,000,000.00; to provide funds to finance or refinance, in whole or in part, the cost of the planning, engineering, design, acquisition and construction of certain improvements to Hartsfield-Jackson Atlanta International Airport, including certain Capitalized Interest during construction, to provide for a reasonably required Debt Service Reserve, and to pay expenses relating thereto; to authorize and approve the preparation, use and distribution of an official statement in connection with the offer and sale of the Bonds; granting the Mayor the authority to deem final the Preliminary Official Statement for purposes of Securities and Exchange

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION II (CONT'D)**

**ORDINANCES FOR FIRST READING (CONT'D)**

**FINANCE/EXECUTIVE COMMITTEE (CONT'D)**

**YOLANDA ADREAN, CHAIR**

10-O-0599 ( 2)  
(Cont'd) Commission Rule 15c2-12; granting the Mayor the authority to approve and execute a Final Official Statement; approving the forms of a Continuing Disclosure Agreement, a Bond Purchase Agreement, and certain other Agreements in connection with said Bonds; authorizing the conduct of a public hearing as required by Internal Revenue Code Section 147(F), the Negotiation and Purchase of Municipal Bond Insurance and the Selection of a Bond Insurer with respect to all or a portion of said Bonds, if determined to be in the best interest of the City; designating a Paying Agent and Bond Registrar; to provide for the form of the Bonds and for the execution of the Bonds; to provide for the place of payment of the principal of and interest on the Bonds; to amend the Debt Service Reserve requirement for Airport Passenger Facility Charge and Subordinate Lien General Revenue Bonds; and for other purposes.

**REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**

**COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE**

**JOYCE SHEPERD, CHAIR**

10-O-0595 ( 3) An Ordinance by **Community Development/Human Resources Committee** authorizing the Mayor's Office of Human Services to apply for a Reimbursement Grant Award from the State of Georgia's Bright From the Start; Georgia Department of Early Care and Learning (DECAL) for the 2010 Summer Food Service Program; to proceed with the necessary steps to commence the 2010 Summer Food Service Program; and for other purposes.

**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**

## **COMMITTEE REPORTS**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS**

**COMMITTEE ON COUNCIL (1)**

**FELICIA A. MOORE, CHAIR**

Attendance at the April 19, 2010 meeting of the Committee on Council was as follows:

Present: Councilmembers Moore (Chair), Wan, Sheperd and Hall

Absent: Councilmembers Bond and Winslow

**COMMUNICATIONS**

**The following communications (10-C-0231 and 10-C-0509) were taken as a collective vote.**

10-C-0231 ( 1) A Communication by **Councilmember H. Lamar Willis** appointing Ms. Yvonne Jackson Dragon to serve as a member of the Atlanta Commission on Women. This appointment is for a term of two (2) years, scheduled to begin on the date on Council confirmation. **(Held 2/15/10 by the Committee to allow the appointee an opportunity to appear before the Committee.)**  
**CONFIRMED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**

10-C-0509 ( 2) A Communication from **Mark Massey, Clerk to the Fulton County Board of Commissioners, to Council President Ceasar C. Mitchell** submitting the Fulton County Board of Commissioners' appointment of Ms. Jan Prisby Bryson (Position 5) to serve as the Count's Representative on the BeltLine Affordable Housing Advisory Board. This appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation. **(Favorable by Community Development/Human Resources Committee 3/30/10.)**  
**CONFIRMED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**

**ORDINANCE FOR FIRST READING**

10-O-0415 ( 1) An Ordinance by **Committee on Council** to amend the 2001 City of Atlanta Precincts and Polling Places in Precincts 01C, 01S, 02A, 02J, 03C, 03H, 05B, 08E, 09F, 10P, 11A1, 11A2, 11A3 and 11N to make permanent or temporary relocations as a result of unavailability of voting facility, scheduled or completed renovations; and for other purposes.  
**REFERRED TO COMMITTEE ON COUNCIL BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**COMMITTEE ON COUNCIL (2)**

**FELICIA A. MOORE, CHAIR**

**RESOLUTION**

- 10-R-0619 ( 1)      A Resolution by **Committee on Council** authorizing Fulton County Board of Registration and Elections to use the Adamsville Recreation Center and Natatorium as an Early/Advance Voting location for the Statewide General Primary/Special Election, July 20, 2010, the Statewide General/Non-Partisan/Special Election on November 2, 2010 and if necessary and practicable for any Run-off Elections associated therewith; and for other purposes.  
**ADOPTED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**CITY UTILITIES COMMITTEE (1)**

**NATALYN M. ARCHIBONG, CHAIR**

Attendance at the March 30, 2010 meeting of the City Utilities Committee was as follows:

Present: Councilmembers Archibong (Chair), Hall, Shook, Adrean and Smith

Absent: Councilmember Watson

**ORDINANCES FOR SECOND READING**

10-O-0482 ( 1) An Ordinance by **City Utilities Committee** rescinding Ordinance Number 09-O-0660 adopted by Council on December 7, 2009 and approved by the Mayor on December 15, 2009 authorizing the Chief Financial Officer to amend the FY 2010 Budget (5057) (2001 Water and Wastewater Fund) in the amount of \$12,269,735.21; to transfer funds from the Completed, Realigned, Postponed or Discontinued Projects to the Capital Projects Reserve for Appropriations; and for other purposes.

**ADOPTED BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS**

10-O-0483 ( 2) A **Substitute** Ordinance by **City Utilities Committee** authorizing the Chief Financial Officer to amend the FY 2010 (Water and Wastewater Renewal and Extension Fund) (5052) Budget in the amount of \$17,587,010.00; to transfer funds from the Water and Wastewater Renewal and Extension Fund Reserve for Appropriations and add to appropriations for Various Capital Improvement Projects; and for other purposes.

**ADOPTED SUBSTITUTE BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS**

10-O-0484 ( 3) A **Substitute** Ordinance by **City Utilities Committee** authorizing the Chief Financial Officer to amend the FY 2010 Budget (DWM Renewal & Extension Fund (5052)) Budget in the amount of \$2,921,448.00; to transfer funds from Realigned, Postponed or Discontinued Projects to the Capital Projects Reserve for Appropriations; and for other purposes.

**ADOPTED SUBSTITUTE BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**

10-O-0485 ( 4) A **Substitute** Ordinance by **City Utilities Committee** authorizing the Chief Financial Officer to amend the FY 2010 (2009A Water and Wastewater Fund (5066)) Budget in the amount of \$73,285,443.00; to transfer funds from the Realigned, Postponed or Discontinued Projects to the Capital Projects Reserve for Appropriations; and for other purposes.

**ADOPTED SUBSTITUTE BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS**



Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE (1)**  
**JOYCE SHEPERD, CHAIR**

Attendance at the March 30, 2010 meeting of the Community Development/Human Resources Committee was as follows:

Present: Councilmembers Sheperd (Chair), Wan, Winslow, Bond and Hall

Absent: Councilmember Young

**The Standing Committee of Community Development/Human Resources did not have a report.**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (1)**

**C. T. MARTIN, ACTING-CHAIR**

Attendance at the March 30, 2010 meeting of the Public Safety and Legal Administration Committee was as follows:

Present: Councilmembers Martin (Acting-Chair), Archibong, Adrean, Bottoms and Sheperd

Absent: Councilmembers Young and Willis

**ORDINANCES FOR SECOND READING**

10-O-0463 ( 1) An Ordinance by **Public Safety and Legal Administration Committee** to amend the 2010 (Intergovernmental Grant Fund) Budget, Department of the Mayor, by adding to anticipations and appropriations in the amount of \$142,000.00 from the Department of Justice Community Capacity Development Office and \$125,000.00 in matching funds from the City of Atlanta totaling \$267,000.00, for the continuation of the Weed and Seed Strategy in the English Avenue Community; and for other purposes.

**ADOPTED BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS**

10-O-0464 ( 2) An Ordinance by **Public Safety and Legal Administration Committee** to amend the 2010 (Intergovernmental Grant Fund) Budget, Department of the Mayor, by adding to anticipations and appropriations in the amount of \$142,000.00 from the Department of Justice Community Capacity Development Office and \$125,000.00 from the City of Atlanta totaling \$267,000.00, for the continuation of the Weed and Seed Strategy in the Vine City Community; and for other purposes.

**ADOPTED BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**TRANSPORTATION COMMITTEE (1)**

**C. T. MARTIN, CHAIR**

Attendance at the March 31, 2010 meeting of the Transportation Committee was as follows:

Present: Councilmembers Martin (Chair), Bottoms, Moore, Smith, Willis and Bond

Absent: Councilmember Archibong

**The Standing Committee of Transportation did not have a report.**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**ZONING COMMITTEE (1)**

**AARON WATSON, CHAIR**

Attendance at the March 31, 2010 meeting of the Zoning Committee was as follows:

Present: Councilmembers Watson (Chair), Winslow, Smith, Shook, Bottoms and Young

Absent: None

**SUMMARY REPORT ITEMS**

**The following ordinances (10-O-0320 and 10-O-0039) were taken as a collective vote.**

10-O-0320 ( 1)  
U-10-01      An **Amended** Ordinance by **Zoning Committee** granting a Special Use Permit pursuant to Section 16-34.007 (1) (m) for a Pool Room/Billiards Parlor, property located at **1133 Huff Road, N.W.**, fronting approximately 480 feet on the north side of Huff Road and approximately 375 feet on the east side of Ellsworth Industrial Boulevard. Depth: varies; Area: 5.76 acres; Land Lot 188, 17<sup>th</sup> District, Fulton County, Georgia. Applicant: Michael C. Rabb; Owner: Aaron Goldman; NPU-D Council District 9.  
**ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 13 YEAS;  
0 NAYS**

10-O-0039 ( 2)  
Z-09-38      An **Amended** Ordinance by **Zoning Committee** to rezone property from the C-1-C (Community Business-Conditional) District, to the C-1-C (Community Business-Conditional) District, for the purpose of a change of conditions, property located at **2815-2839 Peachtree Road, N.E.** The property fronts 275 feet on the southeasterly side of Peachtree Road beginning 99.92 feet from the northwest corner of Rumson Road. Depth: varies; Area: 1.24 acres; Land Lot 100, 17<sup>th</sup> District, Fulton County, Georgia; Owner: Gardenbrand, LLC; Applicant: Gardenbrand, LLC; NPU-B Council District 7.  
**ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 13 YEAS;  
0 NAYS**

10-O-0207 ( 3)  
U-09-35      An Ordinance by **Zoning Committee** granting a Special Use Permit pursuant to Section 16-06.005 (1) (g) for a Personal Care Home, property located at **2874 Waters Road, S.W.**, fronting approximately 89.63 feet on the east side of Waters Road and approximately 30 feet southwest of the intersection of Waters Road and Baker Drive. Depth: varies; Area: 0.34 acres; Land Lot 68, 14<sup>th</sup> District, Fulton County, Georgia; Applicant: Conrad Rasmussen; Owner: Latonya A. Walter; NPU-Z Council District 12.  
**FILED BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**ZONING COMMITTEE (2)**

**AARON WATSON, CHAIR**

**ORDINANCES FOR FIRST READING**

**All items for First Reading (1 through 5 as follows) were Referred to the Zoning Review Board and Zoning Committee as a collective vote.**

10-O-0520 ( 1)  
U-10-10      An Ordinance by **Zoning Committee** granting a Special Use Permit for a Pre-Kindergarten/Kindergarten pursuant to Section 16-05.005 (l) (b), property located at **4100 Roswell Road (a.k.a. 4136 Roswell Road)**, fronting approximately 295.50 feet on the west side of Roswell Road beginning 170.99 feet from the southwest corner of Interlochen.

Depth:           Varies  
Area:             Approximately 5.52 Acres  
Land Lot:        96, 17<sup>th</sup> District, Fulton County, Georgia  
Owner:           Buckhead Baptist Church, Inc.  
Applicant:       International School Buckhead, LLC.  
NPU-B            Council District 8

**REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS**

10-O-0521 ( 2)  
U-10-08      An Ordinance by **Zoning Committee** granting a Special Use Permit for a Daycare Center pursuant to Section 16-06.005 (l) (b), property located at **1812 Donald Lee Hollowell Parkway, NW**, fronting approximately 117.97 feet on the south side of Donald Lee Hollowell Parkway at the southwest intersection of Donald Lee Hollowell Parkway and South Evelyn Place.

Depth:           Approximately 172 Feet  
Area:             Approximately 0.424 Acre  
Land Lot:        176, 14<sup>th</sup> District, Fulton County, Georgia  
Owner:           Bettye Arrington  
Applicant:       Bettye Arrington  
NPU-J            Council District 9

**REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**ZONING COMMITTEE (3)**

**AARON WATSON, CHAIR**

**ORDINANCES FOR FIRST READING (CONT'D)**

10-O-0522 ( 3)  
U-10-12      An Ordinance by **Zoning Committee** granting a Special Use Permit for Outdoor Dining pursuant to Section 16-09.005 (l) (f), property located at **753 Edgewood Avenue, NE**, fronting approximately 130 feet on the south side of Edgewood Avenue and approximately 190 feet on the east side of Waddell Avenue.

Land Lot:      19, 14<sup>th</sup> District, Fulton County, Georgia  
Owner:        Douglas N. Eifrid  
Applicant:     Aurianna A. Pell  
NPU-N         Council District 2

**REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS**

10-O-0523 ( 4)  
U-10-11      An Ordinance by **Zoning Committee** granting a Special Use Permit for Outdoor Dining pursuant to Section 16-08P.007 property located at **905 Juniper Street, NE**, fronting approximately 219 feet on the east side of Juniper Street and approximately 196 feet on the south side of 8<sup>th</sup> Street.

Depth:         Varies  
Area:           Approximately 1.02 Acres  
Land Lot:      49, 14<sup>th</sup> District, Fulton County, Georgia  
Owner:         905 Juniper Street Homeowners Association  
Applicant:     Ricardo Ullio  
NPU-E         Council District 2

**REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS**

10-O-0524 ( 5)  
Z-10-06      An Ordinance by **Zoning Committee** to amend Ordinance 74-11 which rezoned property from the O-1 (Office-Institutional) and R-3 (Single Family Residential) District to the A-2C (Apartment Conditional) District, for the purpose of a Site Plan Amendment.

**REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**FINANCE/EXECUTIVE COMMITTEE (1)**  
**YOLANDA ADREAN, CHAIR**

Attendance at the March 31, 2010 meeting of the Finance/Executive Committee was as follows:

Present: Councilmembers Adrean (Chair), Moore, Shook, Martin, Wan, Willis and Watson

Absent: None

**REPORT**

10-TR-0601 ( 1) Report of the **Chief Financial Officer** of the Transfer of Appropriations from one Line Item to another Line Item to various Funds as approved under Section 6-304(b) of the Charter of the City of Atlanta.  
**FILED BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS**

**COMMUNICATION**

10-C-0056 ( 1) A Communication by Former **Mayor Shirley Franklin** to President Mitchell and the Atlanta City Council submitting the City of Atlanta Retirement Review - Phases II & III Plan Design and Financial Impact Report.  
**FILED BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS**

**ORDINANCES FOR SECOND READING**

Council President Pro-Tempore Howard Shook Presided

10-O-0503 ( 1) An Ordinance by **Councilmember Ivory Lee Young, Jr. as Substituted by Finance/Executive Committee** authorizing the Lease/Purchase of the Atlanta Detention Center to Fulton County, an agreement to house city inmates in the Detention Center and the lease of court space to Fulton County; authorizing the Mayor to execute the necessary documents to effectuate the approved terms of the lease purchase of the Detention Center, the housing of city inmates in the Detention Center and the lease of the court space; and for other purposes.

**Chairperson Adrean sounded the caption to 10-O-0503 and made a Motion to bring forth a Substitute. Without Objection, the Motion CARRIED by a roll call vote of 14 yeas; 0 nays. The Substitute was before Council. Following, Councilmember Martin made a Motion to hold the item to the end of the report. Without Objection, the Motion**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**FINANCE/EXECUTIVE COMMITTEE (2)**  
**YOLANDA ADREAN, CHAIR**

**ORDINANCES FOR SECOND READING (CONT'D)**

10-O-0503 ( 1)  
(Cont'd)

An Ordinance by **Councilmember Ivory Lee Young, Jr. as Substituted by Finance/Executive Committee** authorizing the Lease/Purchase of the Atlanta Detention Center to Fulton County, an agreement to house city inmates in the Detention Center and the lease of court space to Fulton County; authorizing the Mayor to execute the necessary documents to effectuate the approved terms of the lease purchase of the Detention Center, the housing of city inmates in the Detention Center and the lease of the court space; and for other purposes.

**CARRIED.** Council then deferred the item. Returning back to 10-O-0503, Chairperson Adrean made a Motion to Adopt on Substitute. It was properly Seconded and a discussion ensued, during which, Councilmember Moore made a Substitute Motion to Refer the item back to the Finance/Executive Committee. It was properly Seconded and another discussion ensued. After which, the Motion to Refer on Substitute **CARRIED** by a roll call vote of 8 yeas; 6 nays. After the vote, Councilmember Martin made a Motion to Suspend the Rules of Council to allow Mayor Kasim Reed to address the Council. It was Seconded by Councilmember Moore and the Motion **CARRIED** by a roll call vote of 14 yeas; 0 nays. The Rules of Council were suspended. After the Mayor addressed the Council, Councilmember Moore made a Motion to re-enter Regular Session. Without Objection, the Motion **CARRIED**. Council re-entered Regular Session. Later during the meeting, Councilmember Hall made a Motion to Reconsider 10-O-0503. It was Seconded by Councilmember Martin and **CARRIED** by a roll call vote of 9 yeas; 5 nays. The ordinance was before Council. Chairperson Adrean then made a Motion to Adopt. A discussion ensued, in which, Councilmember Shook made a Motion to enter Committee of the Whole. It was properly Seconded and the Motion **CARRIED** by a roll call vote of 13 yeas; 1 nay. Council entered Committee of the Whole.

***COMMITTEE OF THE WHOLE***

In Committee of the Whole, Council entertained questions to Mr. Peter Aman, Chief Operating Officer; Mr. David Bennett, Senior Policy Advisor; Mr. Roosevelt Council, Interim Chief Financial Officer; Ms. Carmen Pigler, Budget & Investment Chief; Ms. Duriya Farooqui, Director of Performance Management; Mr. Peter Andrews, Interim City Attorney and



Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**FINANCE/EXECUTIVE COMMITTEE (3)**  
**YOLANDA ADREAN, CHAIR**

**ORDINANCES FOR SECOND READING (CONT'D)**

10-O-0503 ( 1)  
(Cont'd)

An Ordinance by **Councilmember Ivory Lee Young, Jr. as Substituted by Finance/Executive Committee** authorizing the Lease/Purchase of the Atlanta Detention Center to Fulton County, an agreement to house city inmates in the Detention Center and the lease of court space to Fulton County; authorizing the Mayor to execute the necessary documents to effectuate the approved terms of the lease purchase of the Detention Center, the housing of city inmates in the Detention Center and the lease of the court space; and for other purposes.

**Ms. Sherri Dickerson, Commissioner of Human Resources. After Council questions were answered, a Motion to re-enter Regular Session was made, properly Seconded, and CARRIED by a roll call vote of 12 yeas; 0 nays. Council then re-entered Regular Session.**

***REGULAR SESSION***

**During Regular Session, Councilmember Moore offered Amendment #1/#1 to delete the language of four (4) court rooms to three (3); to reflect 6.75% in which the total cost would change. It was Seconded by Councilmember Martin and Moore Amendment #1/#1 CARRIED by a roll call vote of 14 yeas; 0 nays. Thereafter, Councilmember Martin Called the Question but withdrew and made a Motion to Refer as Amended back to the Finance/Executive Committee. It was Seconded by Councilmember Bond and the Motion CARRIED by a roll call vote of 9 yeas; 5 nays.**

**REFERRED      SUBSTITUTE      AS      AMENDED      TO**  
**FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE**  
**OF 9 YEAS; 5 NAYS**

10-O-0518 ( 2)

An Ordinance by **Councilmembers Howard Shook, Keisha Lance Bottoms, Yolanda Adrean, Carla Smith, Michael Julian Bond, Ivory Lee Young, Jr., Aaron Watson, Alex Wan, H. Lamar Willis and C. T. Martin** to authorize, ratify and approve an accelerated and modified procurement process to address the emergency repairs performed and as needed to restore and reconstruct the R. M. Clayton Water Reclamation Center in response to the September 2009 Flood, as may be required to meet FEMA requirements and to utilize as much competition as practicable for emergency contracts, pursuant to Section 2-1192 of the City Code of Ordinances; to authorize such work in an amount not to exceed such amounts authorized by the Chief

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**FINANCE/EXECUTIVE COMMITTEE (4)**  
**YOLANDA ADREAN, CHAIR**

**ORDINANCES FOR SECOND READING (CONT'D)**

10-O-0518 ( 2)  
(Cont'd)

Procurement Officer, pursuant to Section 2-1192; to authorize the Commissioner of the Department of Watershed Management or his designee to administer an accelerated and modified procurement process for future projects, pursuant to the approval of the Chief Procurement Officer under Section 2-1192 of the City Code; to authorize the Commissioner of the Department of Watershed Management and the Chief Procurement Officer, or their respective designees, to execute contracts on behalf of the City of Atlanta for such future emergency services, upon the approval of the City Attorney as to form; to ratify and approve emergency contracts entered into on behalf of the City by the Commissioner of the Department of Watershed Management (and his designee) prior to the date of the ordinance, as procured according to FEMA requirements; and for other purposes.

**Chairperson Adrean sounded the caption to 10-O-0518 and stated the committee's recommendation was Favorable on Condition (the department provide answers to concerns raised by committee members). The condition being met, Chairperson Adrean made a Motion to Adopt. The Motion then CARRIED by a roll call vote of 13 yeas; 1 nay. Thereafter, a Motion to Reconsider was made by Councilmember Bond. It was Seconded by Councilmember Moore and the Motion CARRIED by a roll call vote of 13 yeas; 0 nays. Ordinance 10-O-0518 was before Council. An extensive discussion ensued, during which, Councilmember Moore offered Amendment #1/#2 to add in the caption after the words "R. M. Clayton Water Reclamation Center," insert "and other wastewater and water facilities".....in response to the September 2009 flood. It was Seconded by Councilmember Martin and Moore Amendment #1/#2 CARRIED by a roll call vote of 12 yeas; 0 nays. Following, Councilmember Bond was recognized and made a Substitute Motion to Refer the ordinance back to the Finance/Executive Committee. It was Seconded by Councilmember Martin and discussion continued, in which, Council deferred the item. Returning back to Ordinance 10-O-0518, Councilmember Bond withdrew his Motion to Refer, and likewise, the Second was withdrawn. Councilmember Moore was then recognized and offered Amendment #2/#2 to add after the last sentence in Section #4, "the Chief Procurement Officer shall submit to Council for approval no later than 45 days from the effective date of this ordinance, the framework of the competitive**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**FINANCE/EXECUTIVE COMMITTEE (5)**  
**YOLANDA ADREAN, CHAIR**

**ORDINANCES FOR SECOND READING (CONT'D)**

10-O-0518 ( 2)  
(Cont'd)      **process proposed to procure future services itemized in Exhibit "A" and referred to in this section." It was properly Seconded and Moore Amendment #2/#2 CARRIED by a roll call vote of 12 yeas; 0 nays. Subsequently, the Motion to Adopt as Amended CARRIED by a roll call vote of 12 yeas; 1 nay.**

**ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 12 YEAS;  
1 NAY**

**RESOLUTIONS**

10-R-0172 ( 1)      A Resolution by **Finance/Executive Committee** authorizing the Mayor to enter into a Cooperative Purchasing Agreement pursuant to §2-1606 of the City of Atlanta Code of Ordinances, with IBM Corporation, Inc. in an amount not to exceed \$153,217.67 over a three year period; to be charged to and paid from the FDOA Numbers listed.

**FILED BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS**

10-R-0594 ( 2)      A **Substitute** Resolution by **Finance/Executive Committee** on behalf of the Council of the City of Atlanta, Georgia adopting the City of Atlanta Five Year Financial Plan; and for other purposes.

**Chairperson Adrean sounded the caption to Resolution 10-R-0594 and stated the committee's recommendation was Favorable on Substitute on Condition. Ms. Adrean then made a Motion to Adopt the Substitute as it came from the Finance/Executive Committee and not the new Substitute that is before the Council. A brief discussion ensued, after which, the Motion to Adopt on Substitute CARRIED by a roll call vote of 14 yeas; 0 nays.**

**ADOPTED SUBSTITUTE BY A ROLL CALL VOTE OF 14 YEAS;  
0 NAYS**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**FINANCE/EXECUTIVE COMMITTEE (6)**  
**YOLANDA ADREAN, CHAIR**

**RESOLUTIONS (CONT'D)**

10-R-0600 ( 3)      A Resolution by **Finance/Executive Committee** to approve the Selection of Investment Banking Firms for the underwriting of upcoming City of Atlanta Airport Financing Transactions; and for other purposes.

**Chairperson Adrean sounded the caption to the above resolution and stated it was forwarded from committee with a Favorable recommendation. Following, an extensive discussion ensued, in which, Councilmember Willis made a Substitute Motion to Table. It was properly Seconded and the Motion CARRIED by a roll call vote of 9 yeas; 5 nays. After the vote was taken, more discussion was ensued. Later during the meeting, Councilmember Martin made a Motion to remove 10-R-0600 from the Table. Without Objection, the Motion CARRIED by a roll call vote of 14 yeas; 0 nays. The item was before Council. After a brief discussion, Councilmember Willis was recognized and made a Motion to Adopt. It was properly Seconded and the Motion CARRIED by a roll call vote of 14 yeas; 0 nays.**

**ADOPTED BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS**

**ITEMS REMOVED FROM CONSENT AGENDA**

10-O-0474 ( 1)      A **Substitute** Ordinance by **Finance/Executive Committee** authorizing the Chief Financial Officer to amend the FY 2010 (Intergovernmental Grant Fund - 2501) Budget in the amount of \$390,000.00 by adding to anticipations and appropriations funds for the grant from the Environmental Protection Agency, ("EPA") per the Intergovernmental Agreement with ("EPA") for the design and construction of the McDaniel Branch Stream Restoration Project; and for other purposes.

**The above item was removed from Consent Agenda Section I by request of Councilmember Hall to record his abstention vote. Mr Hall stated for the record his abstention to 10-O-0474 was due to a potential conflict of interest.**

**ADOPTED SUBSTITUTE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS; 1 ABSTENTION**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**FINANCE/EXECUTIVE COMMITTEE (7)**  
**YOLANDA ADREAN, CHAIR**

**ITEMS REMOVED FROM CONSENT AGENDA (CONT'D)**

10-O-0491 ( 2)      An Ordinance by **Finance/Executive Committee** authorizing the Mayor or his designee to waive the Substantial Similarity Requirements of Article X ("The Procurement and Real Estate Code") of the Atlanta City Code and authorize a Cooperative Purchasing Agreement utilizing Georgia Technology Authority Contract Number 980-280014 with Gartner, Inc. for Research and Consultant Services for one (1) year beginning April 1, 2010 and ending on March 31, 2011 on behalf of the Department of Information Technology in an amount not to exceed \$78,000.00; all contracted work shall be charged to and paid from the FDOA Numbers listed; and for other purposes.

**The above item was removed from the Consent Agenda by request of Chairperson Adrean. Ms. Adrean sounded the caption to Ordinance 10-O-0491 and made a Motion to bring forth a Substitute. Without Objection, the Motion CARRIED by a roll call vote of 13 yeas; 0 nays. The Substitute was before the Council. Chairperson Adrean then made a Motion to Adopt on Substitute. Without Objection, the Motion CARRIED by a roll call vote of 12 yeas; 0 nays.**

**ADOPTED SUBSTITUTE BY A ROLL CALL VOTE OF 12 YEAS;**  
**0 NAYS**

## **PERSONAL PAPERS**

Council President Ceasar C. Mitchell Presided

**PERSONAL PAPERS**

**RESOLUTIONS/ADOPTED**

10-R-0650 ( 1) A Resolution by **Councilmembers Natalyn Archibong and Carla Smith** authorizing the Bureau of Planning to change the lot dimensions on the City of Atlanta cadastral map for an improved legal, non-conforming lot of record at **1739 Clifton Way**; and for other purposes.

**Councilmember Archibong made a Motion to Adopt Resolution 10-R-0650. It was properly Seconded and CARRIED by a roll call vote of 14 yeas; 0 nays.**

**ADOPTED BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS**

10-R-0772 ( 2) A Resolution by **Councilmembers Felicia A. Moore, Carla Smith, Natalyn Archibong, Yolanda Adrean, Kwanza Hall, Howard Shook, Ivory Lee Young, Jr., Aaron Watson, Keisha Bottoms, H. Lamar Smith, Joyce M. Sheperd, C. T. Martin, Michael Julian Bond and Alex Wan** appointing Councilmember C. T. Martin to the Compensation Committee reestablished by Ordinance #10-O-0225; and for other purposes.

**Councilmember Moore made a Motion to Adopt the above resolution. It was properly Seconded and CARRIED by a roll call vote of 14 yeas; 0 nays.**

**Note: There was also a vote taken to affirm Councilmember C. T. Martin to the Compensation Committee. The Motion was made by Councilmember Moore, Seconded by Councilmember Adrean, and CARRIED by a unanimous hand vote.**

**ADOPTED BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS**

**ORDINANCES/REFERRED**

10-O-0603 ( 1) An Ordinance by **Councilmember Felicia A. Moore** amending the FY 2010 General Fund Budget, by adding to anticipations and appropriations the amount of Five Hundred Ninety Seven Thousand, Six Hundred Fifty-Seven Dollars and Forty Cents (\$597,657.40) received from Fulton County as a refund of monies paid in advance to Fulton County for the conduct of the City of Atlanta's 2009 General and Run-Off Elections; and for other purposes.

**REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION**

Council President Ceasar C. Mitchell Presided

**PERSONAL PAPERS (CONT'D)**

**ORDINANCES/REFERRED (CONT'D)**

10-O-0773 ( 2)      An Ordinance by **Councilmembers Ivory Lee Young, Jr. and H. Lamar Willis** to amend Chapter 2, Section 2-2211(i) and (h) and Chapter 2, 2212 (b) of the Code of Ordinances, City of Atlanta, Georgia to authorize the Atlanta Citizen Review Board to have direct subpoena power, to provide for the release of the Board's findings to insure consistency between the Georgia Open Records Act and the ordinance, and to require that the Police Chief and Corrections Chief notify the Atlanta Citizen Review Board if an employee fails to cooperate with the board, and to properly discipline said employee; and for other purposes.  
**REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION**

10-O-0774 ( 3)      An Ordinance by **Councilmembers H. Lamar Willis and Alex Wan** to amend Article VII, Division II of Chapter II of the Code of Ordinances of the City of Atlanta so as to provide that it shall be unlawful for any City officer or employee to knowingly and willfully withhold information, make false or misleading statements or to give untrue testimony before any of its standing committees; to provide that any officer or employee who is found to have violated this provision shall be dismissed from the employ of the City; and for other purposes.  
**REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION**

10-O-0776 ( 4)      An Ordinance by **Councilmember Kwanza Hall** to rezone 675 Ponce De Leon Avenue and 641 North Avenue from MRC-3-C (Mixed Residential Commercial) to MRC-3-C (Mixed Residential Commercial) for the purpose of a change of conditions; to modify the official zoning map; and for other purposes.  
**REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE WITHOUT OBJECTION**

10-O-0778 ( 5)      An Ordinance by **Councilmember Kwanza Hall** to amend Chapter 2 (Administration), Article XVI (Boards, Councils, Commissions and Authorities), Division 5 (Advisory Committee on International Relations [ACIR]), Section 2-1981 (a) (2) (Established, Composition) of the Code of Ordinances of the City of Atlanta, Georgia so as to allow the President of the Council, in addition to appointing one (1) member of the Council who shall serve as chairperson of ACIR, the discretion to appoint other Members of the Council as nonvoting members of ACIR; to waive conflicting ordinances; and for other purposes.  
**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION**



Council President Ceasar C. Mitchell Presided

**PERSONAL PAPERS (CONT'D)**

**ORDINANCES/REFERRED (CONT'D)**

- 10-O-0779 ( 6)      An Ordinance by **Councilmember Kwanza Hall** authorizing the Mayor or his designee to permit unrestricted two-hour vehicular parking on the west side of Piedmont Ave. from the north side of Pine Street to the south side of Linden Ave.; and for other purposes.  
**REFERRED TO TRANSPORTATION COMMITTEE WITHOUT OBJECTION**
- 10-O-0780 ( 7)      An Ordinance by **Councilmember Kwanza Hall** to amend Chapter 10, Article II, Division 2, Section 10-94 of the City of Atlanta Code of Ordinances to provide an exemption from distance requirements for certain establishments licensed to sell alcoholic beverages on property registered on the National Register of Historic Places when such establishments meet other requirements; to waive the provisions of Chapter 10, Article II, Division 2, Section 10-66 (B) as such provisions apply to the renovation of an establishment on property registered on the National Register of Historic Places; and for other purposes.  
**REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION**
- 10-O-0782 ( 8)      An Ordinance by **Councilmembers C. T. Martin and H. Lamar Willis** authorizing the waiver of the grant applications provisions of Section 2-910 of the Atlanta City Code in order to accept grant funds not to exceed Fifteen Million (\$15,000,000) Dollars from the Georgia Department of Labor for the Summer Youth Work Experience Program ("Summer Work Program"); authorizing the Atlanta Workforce Development Agency ("AWDA") to accept and appropriate said grant funds for use on the Summer Work Program; amending the 2010 Budget to reflect grant funds added and appropriated; authorizing AWDA to execute the terms of the Summer Work Program consistent with the Workforce Investment Act; and for other purposes.  
**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION**
- 10-O-0784 ( 9)      An Ordinance by **Councilmember Howard Shook** to amend the Code of Ordinances of the City of Atlanta, Georgia, Chapter 142, Article VI, Section 142-86 Notice by The Chief of Police; and for other purposes.  
**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION**

Council President Ceasar C. Mitchell Presided

**PERSONAL PAPERS (CONT'D)**

**ORDINANCES/REFERRED (CONT'D)**

10-O-0785 (10) An Ordinance by **Councilmember Ivory Lee Young, Jr.** authorizing the reimbursement of parking expenses incurred by members of boards and commissions of the City of Atlanta in connection with attending official meetings of such boards and commissions; and for other purposes.

**REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION**

10-O-0788 (11) An Ordinance by **Councilmembers Ivory Lee Young, Jr. and Joyce M. Sheperd** to amend the Code of Ordinances, City of Atlanta, Georgia Chapter 114 (Personnel), Article II (Compensation, Payroll Deductions and Charitable Contributions), and Division 1 (Generally), Section 114-28 (Deduction of Labor Organization Dues From Salaries).

**REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION**

10-O-0790 (12) An Ordinance by **Councilmembers Keisha Lance Bottoms, Joyce M. Sheperd, Michael Julian Bond, Aaron Watson, H. Lamar Willis, Ivory Lee Young, Jr., C. T. Martin, Kwanza Hall and Yolanda Adrean** to amend the City of Atlanta Code of Ordinances, Chapter 74, Article IV, Noise Control, to provide for an exemption of the Metropolitan Atlanta Rapid Transit Authority (MARTA) from the existing Noise Ordinance for noises resulting from construction of improvements, and maintenance, repair or renovation activities for the MARTA rail or bus system facilities; and for other purposes.

**REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION**

**RESOLUTIONS/REFERRED**

10-R-0651 ( 1) A Resolution by **Councilmember Natalyn Archibong** authorizing the Bureau of Planning to change the lot dimensions on the City of Atlanta cadastral map for an improved legal, non-conforming lot of record at **816 Clifton Road**; and for other purposes.

**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION**

Council President Ceasar C. Mitchell Presided

**PERSONAL PAPERS (CONT'D)**

**RESOLUTIONS/REFERRED (CONT'D)**

- 10-R-0775 ( 2)      A Resolution by **Councilmembers H. Lamar Willis, Michael Julian Bond, Ivory Lee Young, Jr., Yolanda Adrean, Natalyn Archibong, C. T. Martin, Joyce M. Sheperd and Keisha Bottoms** calling upon the Obama Administration and the United States Congress to reconsider the new routing rule that allows the railroad companies to determine the safest and most secure routes for transporting chlorine and other hazardous materials, and to amend the rule to require railroad companies to work with State and Local officials to determine the safest and most secure routes.  
**REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION**
- 10-R-0777 ( 3)      A Resolution by **Councilmember Kwanza Hall** to request that the City of Atlanta and ParkAtlanta mutually agree to a moratorium on parking enforcement by ParkAtlanta; and for other purposes.  
**REFERRED TO TRANSPORTATION COMMITTEE WITHOUT OBJECTION**
- 10-R-0781 ( 4)      A Resolution by **Councilmembers C. T. Martin, H. Lamar Willis, Michael Julian Bond, Natalyn Archibong and Keisha Bottoms** authorizing the re-employment of Douglas Pack as Assistant Public Defender in the Department of the Public Defender for an amount not to exceed \$16,768 pursuant to §3-505(C) of the Charter of the City of Atlanta; and for other purposes.  
**REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION**
- 10-R-0783 ( 5)      A Resolution by **Councilmember Alex Wan** authorizing the Bureau of Planning to recognize as a nonconforming lot of record, a lot located at **356 Mell Avenue, N.E.** that has been created as the result of previously issued building permits and that presently has a house located on it.  
**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION**
- 10-R-0786 ( 6)      A Resolution by **Councilmembers Joyce M. Sheperd, Felicia A. Moore, Michael Julian Bond, Aaron Watson, Ivory Lee Young, Jr., Kwanza Hall, Carla Smith, C. T. Martin, Keisha Bottoms, H. Lamar Willis, Natalyn Archibong, Alex Wan and Yolanda Adrean** to support House Resolution 4812; Local Jobs For America Act, 111<sup>th</sup> U. S. Congress; and for other purposes.  
**REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION**

Council President Ceasar C. Mitchell Presided

**PERSONAL PAPERS (CONT'D)**

**RESOLUTIONS/REFERRED (CONT'D)**

- 10-R-0787 ( 7)      A Resolution by **Councilmembers C. T. Martin, H. Lamar Willis, Michael Julian Bond, Keisha Bottoms, Ivory Lee Young, Jr. and Natalyn Archibong** authorizing the re-employment of John R. Tate as Assistant Public Defender in the Department of the Public Defender for an amount not to exceed \$16,768 pursuant to §3-505(C) of the Charter of the City of Atlanta; and for other purposes.  
**REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION**
- 10-R-0789 ( 8)      A Resolution by **Councilmember Ivory Lee Young, Jr.** authorizing the Bureau of Planning to recognize as a nonconforming lot of record, a lot located at **416 Ethel Street N.W.** that has been created as the result of previously issued building permits and that presently has a house located on it.  
**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION**

# **ADJOURNMENT**

**Council President Ceasar C. Mitchell Presided**

**ADJOURNMENT**

There being no further business to discuss, the April 19, 2010 meeting of the Atlanta City Council was adjourned at 8:07 p.m.

**ADJOURNMENT ROLL CALL: Council President Ceasar C. Mitchell (1); Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond, Watson and Willis (14).**